Susan Durkee Legal, Barley Mill Plaze 25-1307 4417 Lancaster Pike Wilmington, DE 19805 Phone: 302-892-1892

Fax: 302-892-1026

E. I. du Pont de Nemours and Company



| To:   | Examiner Kerr                                       | From: Susan Durkee for J. Kenneth Joung |  |  |
|-------|---|---|--|--|
|       |   | Fax: 302-892-1026                       |  |  |
|       |   | Office ~ 302—892-1892                   |  |  |
| Fax   | 703-746-5205  | Pages: 9 (including fax cover)          |  |  |
| Phone |   | Date: October 16, 2003                  |  |  |
| Re:   | Application 09/864,464 - Our reference BB1193 USDIV |   |  |  |

Thank you for your attention to this application.

Confidentiality Notice: The information contained in this facsimile message may be privileged and confidential information intended for the use of the addressee listed above. If you are neither the intended recipient nor the employee or agent responsible for delivering this message to the intended recipient, you are hereby notified that any disclosure, copying, distribution or the taking of any action in reliance on the contents of this faxed information is strictly prohibited. If you have received this fax in error, please immediately notify us by telephone to arrainge for return of the original document to us. Thank you.

| . Un door was Doo   | the state of 4000  | <b></b>      | IJ.8. Peter                     | nt and Trademari  | PTO/88/21 (03<br>kd for use through 04/30/2003, OMB 0651-0<br>k Office; U.S. DEPARTMENT OF COMMER<br>LUDIESE It displays a valid OMB control num  | 1031<br>RCE |
|---|--|--------------|---------------------------------|-------------------|---|-------------|
| Under the Pa  | gerwork Reallando Aara, 1998   | 1_00.44-030  | Application Number              | 09/864,484        |   |             |
| TRANSMITTAL   |  |              | Filing Date                     | 05/24/2001        |   |             |
| FORM  |  |              | First Named Inventor            | Savorio C. Falco  |   |             |
| (to be used for all correspondence after initial filling)                 |  | Art Unit     |                                 |                   |   |             |
|   | (IO DE DEED ION BY CONTRACTION WITH MINT   |              | Examiner Name KERR, KATHLEEN m. |                   | ILEEN m.  |             |
| Total Number of   | f Pages in This Submission   | 7            | Attorney Docket Number          | BB1193 USD        | OIV (*69)   |             |
|   | ·  | ENC          | LOSURES (Check all the          | st apply)         |   |             |
| PRC-U A Amendm A Extension Express Information Document Response Incomple | emittal Form  See Attached  27 A/A-R-Y  cent/Reply  After Final  Affidavita/declaration(c)  To of Time Request  Abandonment Request  on Disclosure Statement  Copy of Priority  1(e)  to Missing Parts/ the Application  sesponse to Missing Parts  nder 37 CFR 1.52 or 1.53 |              |                                 | Person            | After Allowance Communication to a Technology Center (TC)  Appeal Communication to Board of Appeals and Interferences Appeal Communication to TC (Appeal Notice, Brief, Repty Brief)  Proprietary Information  Status Letter  Other Enclosure(s) (please Identify below): |             |
|   | SIGNA  | TURE         | OF APPLICANT, ATTORN            | NEY, OR AG        | ENT   |             |
| Firm<br>or  | Island Pr. 1. continut traff: 140: 140:  |              |                                 |                   |   |             |
| Individual  | 1  | <u> </u>     |                                 |                   |   |             |
| Signature   | O Moule &  |              | lla                             | <b></b>           |   |             |
| Deta  | 4/25/0   | <b>&gt;</b>  |                                 |                   | ······································  |             |
|   | , - / / - C  | ERTIFIC      | CATE OF TRANSMISSIO             | N/MAILING         |   |             |
|   | this correspondence is being f   | ecelmile tra |                                 | with the United S | Tates Postal Service with sufficient postage<br>April 25, 2003  | ae          |
| Typed or printe   | d Mark E, Freema   | 1/           |                                 | ·                 |   |             |
| Signature   | 1/les  |              | House-                          |                   | Date 4/25/03  | -           |

This collection of information is required by 37 CFR 1.5. The information is required to obtain or makin a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including pathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, Washington, DC 20231.

If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.

| CO LEWA SYNTHETASE   | In the U.S. Patern Office, has been                                    | Check(s) Amendment or Response  Declaration or Affidavit  Notice of Appeal Brief  CPADIVICIP Extension of Time Issue Fee Transmittel Issue Fee Transmittel Teker  Lefter  Continue Fee Transmittel Teker  Continue Fee Transmittel  Statement Motion  Continue Fee Transmittel  Statement Motion  Continue Fee Transmittel  Statement Motion |
|--|--|--|
| SeriaUnit. No.: 09/264,464 Docker No.: BB1193 USDIV(Kg) Names. SAVEELO FALCO THE PLANT AMINOACYL - +RNA SYNTHETASE | The following, due #27/03  The tollowing, due the date stamped hereon. | ☐ Declaration or ☐Osth ☐ Power of Attorney ☐ Specification ☐ Claims ☐ Preliminary Amendment (6 PA6Es) ☐ Assignment/Cover Sheet ☐ DrawIng(s)sheet(s) ☐ Priority Document(s) ☐ Pro 1449 wheterence(s) ☐ PTO 1449 wheterence(s) ☐ PTO 1533 Submission of Missing Parts ☐ CEXOT 1536 Submission of Missing Parts                                 |

| Serial/Intt. No.: 09/864, 464 Docket No.: BB/193 1501V (*69) Atty: Met |   |            |                                     |  |  |  |  |  |  |
|--|---|------------|-------------------------------------|--|--|--|--|--|--|
| Names: SAVERIO C FOICO   |   |            |                                     |  |  |  |  |  |  |
| Title  | PLANT AMINOACYL - LRUT                        |            | INTHETASE                           |  |  |  |  |  |  |
| The  | following, due $\frac{4/27/07}{}$             |            | in the U.S. Patent Office, has been |  |  |  |  |  |  |
| rece   | ived there on the date stamped here MAY 12 20 | na (       | 5)                                  |  |  |  |  |  |  |
|  | Declaration or Digeth                         |            | check(a)                            |  |  |  |  |  |  |
|  | Power of Attorney                             |            | Amendment or Response               |  |  |  |  |  |  |
|  | Specification   Claims                        | Q,         | Decigration or Affidevit            |  |  |  |  |  |  |
| ×  | Preliminary Amendment 6 P4655                 |            | Notice of Appeal   Brief            |  |  |  |  |  |  |
|  | Assignment/Cover Sheet                        |            | CPA/DIV/CIP                         |  |  |  |  |  |  |
|  | Drawing(s)sheet(s)                            |            | Extension of Time                   |  |  |  |  |  |  |
|  | Priority Document(s)                          |            | Issue Fee Transmittel               |  |  |  |  |  |  |
|  | Disclosure Statement (Rule 56/97)             |            | Prelim. Statement   D Motion        |  |  |  |  |  |  |
|  | PTO 1449 w/reference(s)                       |            | Leger                               |  |  |  |  |  |  |
|  | PTO 1533 Submission of Missing Parts          | M          | YOSTOPRI)                           |  |  |  |  |  |  |
| CB3  | 07 1/BB OD                                    | - <b>X</b> | TRANSMITTAL YORM - ITAGE            |  |  |  |  |  |  |

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No.

09/864,464

**Applicant** 

Saverio C. Falco et al.

Filed

May 24, 2001

Title

Plant Aminoacyl-tRNA Synthetase

Conf. No.

3016

TC/A.U.

1652

Examiner

Kathleen M. Kerr

Docket No.

**BB1193 USDIV** 

Certificate of Mailing (37 CFR 1.8(a))

I hereby certify that the attached correspondence is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents and Trademacks, Washington, D.C. 20231

April 25, 2003 Dete

Mark E. Freeman Printed Name

Commissioner for Patents Washington, DC 20231

## Second Preliminary Amendment And Response To Restriction Requirement

Sir:

This paper is submitted in response to the Office action dated March 27, 2003, concerning the above-identified application. Applicants respectfully submit and request entry of the following in support thereof: